

REMARKS

Claims 1-8 and 11-17 are rejected under 35 U.S.C. 102(e) as being anticipated by Taskar et al., US 2003/0209714, hereinafter "Taskar." Claims 9 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over Taskar in view of Hatakoshi et al., US 2003/0209722, hereinafter "Hatakoshi." Applicants respectfully traverse the rejections.

Claim 1 recites: "a structure comprising: a light emitting region disposed between a region of first conductivity type and a region of second conductivity type; and a distributed Bragg reflector; a substrate; . . . and . . . a first metal layer having a reflectivity to light emitted by the light emitting region greater than 75%, the first metal layer being disposed between the substrate and the structure." Applicants have found no such teaching in either Taskar or Hatakoshi, according claim 1 is allowed over Taskar. All other pending claims depend from claim 1 and are therefore allowable over Taskar and Hatakoshi for at least the same reason.

In view of the above arguments, Applicants respectfully request allowance of all pending claims. Should the Examiner have any questions, the Examiner is invited to call the undersigned at (408) 382-0480.

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Respectfully submitted,



Rachcl V. Leiterman
Attorney for Applicants
Reg. No. 46,868